THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT APPEAL Nos.361, 362, 512, 291, 311, 312, 313, 314, 322, 330, 335, 353, 354, 355, 356, 357, 358, 359, 360, 363, 364, 365, 366, 367, 368, 369, 370, 372, 373, 374, 384, 510, 511, 513, 514, 516, 1004, 247 of 2004 and 150 of 2005.

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21st November 2005

1. WRIT APPEAL NO.361 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 06.11.2003 in W.P.NO.16871 OF 2003 on the file of the High Court.)

Between:

1 The Government of A.P., Agriculture & Cooperation Department., Secretariat, Hyderabad.
2 The Commissioner for Cooperation, Govt. of A.P., Hyderabad.
3 The District Coop. Officer, West Godavari District at Eluru.

...APPELLANTS

AND

1 Ketha Vijaya Kumar, S/o. Trimurthulu, Attender, Siragalappli, PACS, Elamanchili (M), W.G. District.
2 Ch. Satyanarayana, S/o. Venkata Rao, Clerk, Sirigalapalli PACS, Elamnchili (M), W.G. District.
3 The General Manager, Dist. Coop. Central Bank, Eluru, W.G. District.
4 The Sirigalapalli PACS, Sirigalapalli, Elamnchili (M), W.G. District.

...RESPONDENTS

and 38 cases batch.

THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT APPEAL Nos.361, 362, 512, 291, 311, 312, 313, 314, 322, 330, 335, 353, 354, 355, 356, 357, 358, 359, 360, 363, 364, 365, 366, 367, 368, 369, 370, 372, 373, 374, 384, 510, 511, 513, 514, 516, 1004, 247 of 2004 and 150 of 2005.

COMMON JUDGMENT: (Per the Hon'ble Mr Justice B.Prakash Rao)

Heard both the sides.

The only question involved in these appeals is as to whether Act 2 of 1994 is applicable to the Cooperative Institutions. The learned Judge held that it has no application.

Now, the learned Government Pleader for Cooperation submits that the Government has already brought Act 5 of 2004, an Act further to amend the Andhra Pradesh (Regulation of Appointments to Public Services and Rationalisation of Staff Pattern and Pay Structure) Act, 1994, making it applicable to the Cooperative Institutions also. Having regard to the same, the question does not remain to be considered. Hence, the main question involved has become virtually otiose. Recording the same, all the appeals are disposed of. No costs.

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(B.PRAKASH RAO, J)

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(DR G.YETHIRAJULU, J)

21st November 2005

Note: Place a copy of

judgment in

each bundle.

B/O

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